Case: 1:20-op-45059-DAP Doc #: 11-1 Filed: 12/30/20 1 of 15. PageID #: 28

EXHIBIT A

for the Northern District of Ohio

The Fiscal Court of Adair County)	
Plaintiff)	
v.)	Civil Action No. 1:20-op-45059-DAP
AmerisourceBergen Drug Corporation et al)	
Defendant		

WAIVER OF THE SERVICE OF SUMMONS

To:	Peter J. Mougey	
	(Name of the plaintiff's attorney or unrepresented plaintiff)	

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date:5/7/2020	an pro- 3
	Signature of the attorney or unrepresented party
Actavis LLC	Mr. Evan Jacobs
Printed name of party waiving service of summons	Printed name
	Morgan, Lewis & Bockius LLP 1701 Market Street Philadelphia, PA 19103
	Address
	evan.jacobs@morganlewis.com
	E-mail address
	(215) 963-5329
	Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

for the Northern District of Ohio

The Fiscal Court of Adair County)	
Plaintiff)	
v.)	Civil Action No. 1:20-op-45059-DAP
AmerisourceBergen Drug Corporation et al)	
Defendant		

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	(Name of the plaintiff's attorney or unrepresented plaintiff)

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Date:5/12/2020	
	Signature of the attorney or unrepresented party
Actavis Pharma, Inc. fka Watson Pharma, Inc.	Mr. Evan Jacobs
Printed name of party waiving service of summons	Printed name
	Morgan, Lewis & Bockius LLP 1701 Market Street Philadelphia, PA 19103
	Address
	evan.jacobs@morganlewis.com
	E-mail address
	(215) 963-5329
	Telephone number

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for the Northern District of Ohio

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Plaintiff)	
V.)	Civil Action No. 1:20-op-45059-DAP
AmerisourceBergen Drug Corporation et al)	
Defendant		

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	(Name of the plaintiff's attorney or unrepresented plaintiff)

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Date: 05/14/2020	/s/ Timothy W. Knapp			
ıllergan Finance, LLC f/k/a Actavis, Inc. f/k/a	Signature of the attorney or unrepresented party			
Vatson Pharmaceuticals, Inc.	Timothy Knapp			
Printed name of party waiving service of summons	Printed name			
	Kirkland & Ellis LLP			
	300 North Lasalle			
	Chicago, IL 60654			
	Address			
	timothy.knapp@kirkland.com			
	E-mail address			
	(312) 862-7426			
	Telephone number			

Duty to Avoid Unnecessary Expenses of Serving a Summons

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Plaintiff)	
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AmerisourceBergen Drug Corporation et al)	
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WAIVER OF THE SERVICE OF SUMMONS

To:	Peter J. Mougey
	(Name of the plaintiff's attorney or unrepresented plaintiff)

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Date: 05/14/2020	/s/ Timothy W. Knapp		
	Signature of the attorney or unrepresented party		
Allergan plc fka Actavis plc	Timothy Knapp		
Printed name of party waiving service of summons	Printed name		
Allergan plc objects to the requirement that it accept service in this matter and reserves all defenses related to personal jurisdiction.	Kirkland & Ellis LLP 300 North Lasalle Chicago, IL 60654 Address		
	timothy.knapp@kirkland.com		
	E-mail address		
	(312) 862-7426		
	Telephone number		

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for the Northern District of Ohio

The Fiscal Court of Adair County)
Plaintiff	
v.) Civil Action No. 1:20-op-45059-DAI
AmerisourceBergen Drug Corporation et al)
Defendant)

WAIVER OF THE SERVICE OF SUMMONS

To:	Peter J. Mougey
	(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

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Date:5/5/2020	John M.
	Signature of the attorney or unrepresented party
CVS Health Corporation	Jason Acton
Printed name of party waiving service of summons	Printed name
	Zuckerman Spaeder LLP 1800 M Street N.W., Suite 1000 Washington, DC 20036
	Address
	jacton@zuckerman.com
	E-mail address
	(202) 778-1860
	Telephone number

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	(Name of the plaintiff's attorney or unrepresented plaintiff)

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I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 04/28/2020, the date when this request was sent (or 90 days if this was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 05/28/2020	/s/ Sean Morris
	Signature of the attorney or unrepresented party
Endo Health Solutions Inc.	Sean Morris
Printed name of party waiving service of summons	Printed name
	Arnold & Porter Kaye Scholer LLP 777 S. Figueroa Street, 44th Floor Los Angeles, California 90017
	Address
	sean.morris@arnoldporter.com
	E-mail address
	(213) 243-4000
	Telephone number

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Date:05/28/2020	/s/ Sean Morris
	Signature of the attorney or unrepresented party
Endo Pharmaceuticals Inc.	Sean Morris
Printed name of party waiving service of summons	Printed name
	Arnold & Porter Kaye Scholer LLP
	777 S. Figueroa Street, 44th Floor
	Los Angeles, California 90017
	Address
	sean.morris@arnoldporter.com
	E-mail address
	(213) 243-4000
	Telephone number

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	(Name of the plaintiff's attorney or unrepresented plaintiff)

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Date:5/6/2020	s/John J. Haggerty
	Signature of the attorney or unrepresented party
J.M. Smith Corporation	John J. Haggerty, Esq.
Printed name of party waiving service of summons	Printed name
	Fox Rothschild LLP
	2700 Kelly Road, Suite 300
	Warrington, PA 18976
	Address
	jhaggerty@foxrothschild.com
	E-mail address
	(215)345-7500
	Telephone number

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AmerisourceBergen Drug Corporation et al)	
Defendant		

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Date: 5/29/2020	ar ison			
	Signature of the attorney or unrepresented party			
Mallinckrodt LLC	Andrew O'Connor			
Printed name of party waiving service of summons	Printed name			
	Ropes & Gray, LLP Prudential Tower, 800 Boylston Street Boston, MA 02199-3600			
	Address			
	Andrew.O'Connor@ropesgray.com			
	E-mail address			
	(617) 951-7000			
	Telephone number			

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AmerisourceBergen Drug Corporation et al)	
Defendant	_)	

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Date: 5/29/2020	arisa		
	Signature of the attorney or unrepresented party		
Mallinckrodt PLC	Andrew O'Connor		
Printed name of party waiving service of summons	Printed name		
	Ropes & Gray, LLP Prudential Tower, 800 Boylston Street Boston, MA 02199-3600		
	Address		
	Andrew.O'Connor@ropesgray.com		
	E-mail address		
	(617) 951-7000		
	Telephone number		

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Date:05/28/2020	Kihecca Mandel
	Signature of the attorney or unrepresented party
Mylan Pharmaceuticals Inc.	Rebecca C. Mandel
Printed name of party waiving service of summons	Printed name
	Hogan Lovells US LLP
	555 13th Street NW
	Washington, D.C. 20004
	Address
	rebecca.mandel@hoganlovells.com
	E-mail address
	(202) 637-5488
	Telephone number

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Defendant		

WAIVER OF THE SERVICE OF SUMMONS

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	(Name of the plaintiff's attorney or unrepresented plaintiff)

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Date:5/20/2020	David S. Janho
	Signature of the attorney or unrepresented party
Noramco Inc	Mr. Daniel G. Jarcho
Printed name of party waiving service of summons	Printed name
	ALSTON & BIRD LLP
	950 F Street NW
	Washington, DC 20004
	Address
	daniel.jarcho@alston.com
	E-mail address
	(202) 239-3254
	Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

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	(Name of the plaintiff's attorney or unrepresented plaintiff)	

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Date:	5/6/2020	s/John J. Haggerty
		Signature of the attorney or unrepresented party
	Quest Pharmaceuticals Inc.	John J. Haggerty, Esq.
Print	ed name of party waiving service of summons	Printed name
		Fox Rothschild LLP
		2700 Kelly Road, Suite 300
		Warrington, PA 18976
		Address
		jhaggerty@foxrothschild.com
		E-mail address
		(215)345-7500
		Telephone number

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	(Name of the plaintiff's attorney or unrepresented plaintiff)	

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Date: <u>5/8/2020</u>	/s/ Tara A. Fumerton		
	Signature of the attorney or unrepresented party		
Walmart Inc. or Wal-Mart Stores East, LP	Tara A. Fumerton		
Printed name of party waiving service of summons	Printed name		
	Jones Day		
	77 W. Wacker Dr.		
	Chicago, IL 60601		
	Address		
	tfumerton@jonesday.com		
	E-mail address		
	(312) 782-3939		
	Telephone number		

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.